

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: Letter of Request from the District
Attorney of Budapest, Hungary
for Assistance in the Criminal
Matter of Sergey Ivashkevich

Misc. No. 04mc011

ORDER

FILED
JAN 16 2004
MICHAEL J. ...
By Deput. Clerk

Upon application of the United States, and upon review of the letter of request of May 13, 2003, from the District Attorney of Budapest, Hungary, seeking evidence for use in a judicial proceeding in Hungary and the Court having fully considered this matter, IT IS HEREBY ORDERED, pursuant to the authority conferred by 28 U.S.C. § 1782 and this Court's inherent authority, that Assistant United States Attorney Andrea G. Foulkes is appointed as a Commissioner of this Court and is hereby directed to execute the letter of request as follows:

1. take such steps as are necessary, including issuance of commissioner's subpoenas to be served on persons within the jurisdiction of this Court, to collect the evidence requested;
2. provide notice with respect to the collection of evidence to those persons identified in the request as parties to whom notice should be given (and no notice to any other party shall be required);
3. adopt procedures to collect the evidence requested consistent with its use as evidence in a proceeding before a tribunal in Hungary, which procedures may be specified in the request or provided by the requesting court or authority or by a representative of Hungary;

4. seek such further orders of this Court as may be necessary to execute this request;
and

5. certify and submit the evidence collected to the Office of International Affairs, Criminal Division, United States Department of Justice, or as otherwise directed by that office for transmission to the requesting court or authority.

IT IS FURTHER ORDERED that, in collecting the evidence requested, the Commissioner may be accompanied by persons whose presence or participation is authorized by the Commissioner, including, without limitation, special agents of the Hungarian Police Department, the Hungarian District Attorney of Budapest and/or representatives of Hungary.

Hon. Cynthia M. Rufe
UNITED STATES DISTRICT JUDGE

Dated: *January 16th* 2004

CC
A. Foulkes, Esq. (via-12)

1-20-04

C.C.

ENTERED

2004

R. Foulkes